



COUNTY OF LOS ANGELES

DEPARTMENT OF PUBLIC WORKS

"To Enrich Lives Through Effective and Caring Service"

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IN REPLY PLEASE

REFER TO FILE: **PD-1**

April 8, 2008

TO: Each Supervisor

FROM: Dean D. Efstathiou
Acting Director of Public Works

ALAMEDA CORRIDOR-EAST CONSTRUCTION AUTHORITY BOARD MEETING-MARCH 24, 2008

On March 24, 2008, my staff attended the regular Board meeting of the Alameda Corridor-East (ACE) Construction Authority. A copy of the March 24, 2008, agenda and adopted minutes of the February 25, 2008, regular Board meeting are attached. The following items were discussed at the meeting, which are of interest to the County.

Agenda Item VI – The Chief Executive Officer reported that the recommended list of projects to be funded from the Proposition 1B Trade Corridor Improvement Fund includes \$336.6 million for the San Gabriel Trench project. It is expected that the California Transportation Commission will approve the list of projects at its April 10, 2008, meeting. ACE's request of \$53 million for the Nogales Street Grade Separation project at Railroad Street was not included in the recommended list of projects.

Agenda Item VII – The Board approved staff's recommendation to increase the Chief Executive Officer's change order authorization from 10 percent to 24 percent of the original contract value for future change orders on the Sunset Avenue Grade Separation project.

Agenda Item VIII – The Board approved staff's recommendation to authorize the Chief Executive Officer to amend the contract with PB Americas, Inc., to add \$90,000 to Task Order No. 2 of the contract for construction management services associated with the Temple Avenue Train Diversion project, for a new contract value of \$2,285,950.

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Agenda Item IX – The Board approved staff's recommendation to authorize the Chief Executive officer to accept the assignment of eight subcontracts from Bechtel for program management services since Bechtel does not intend to extend its agreement with ACE beyond June 30, 2008.

Agenda Item X – The Board approved staff's recommendation to authorize the addition of the Nogales Street Grade Separation project at Railroad Street to the adopted ACE project and that ACE assume responsibility for its design, land acquisition, and construction.

Agenda Item XI – The Board approved staff's request to hire two new staff for project management support as part of the ACE Transition Plan for In-house Program Management Support, which was approved by the Board on October 22, 2007.

The next Board meeting will be held on April 28, 2008, at 2 p.m., at the Irwindale City Hall Chambers.

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Attach.

cc: Chief Executive Office (William T Fujioka, Lari Sheehan)
Executive Office



Alameda Corridor-East Construction Authority

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ALAMEDA CORRIDOR-EAST CONSTRUCTION AUTHORITY BOARD OF DIRECTORS

REGULAR MEETING AGENDA

Monday, March 24, 2008 – 2:00 P.M.

**Irwindale City Hall
5050 Irwindale Avenue
Irwindale, CA 91706**

Members of the public may comment on any item on the agenda at the time it is taken up by the Board. We ask that members of the public come forward to be recognized by the Chair and keep their remarks brief. If several persons wish to address the Board on a single item, the Chair may impose a three-minute time limit on individual remarks at the beginning of the discussion.

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| I. | Roll Call and Introductions | |
| II. | Pledge of Allegiance | |
| III. | Approval of Minutes of Meeting of February 25, 2008 (Pages 1-4) | Action |
| IV. | Public Comment | |
| V. | Chairman's Remarks | Information |
| VI. | Chief Executive Officer's Report (Pages 5-15) | Information |
| VII. | Approve of Additional Contingency Authorization for the Sunset Avenue Grade Separation (Pages 16-17) | Action |
| VIII. | Approval of Contract Amendment for PB Americas for Construction Management of the Temple Avenue Train Diversion (Page 18) | Action |
| IX. | Approval of Assignment of Bechtel Program Management Subcontractors to ACE (Pages 19-20) | Action |
| X. | Approval to Add Nogales Street (LA Subdivision) Grade Separation into ACE Program (Pages 21-22) | Action |
| XI. | Approval of Revised Staffing Plan (Pages 23-27) | Action |
| XII. | Adjournment | Action |

The ACE Construction Authority is currently constituted of seven (7) member jurisdiction; the Cities of El Monte, Industry, Montebello, San Gabriel and Pomona, the County of Los Angeles and the San Gabriel Valley Council of Governments. A San Bernardino County Council of Governments representative is an ex-officio Board member.

Each member or alternate has one vote. A quorum of the ACE Construction Authority is no less than four (4) of its total voting membership. Actions taken by the ACE Construction Authority shall be by simple majority of the members present with a quorum in attendance except for personnel actions, the annual budget, matters dealing with the Administrative Code or matters requiring subsequent approval by the SGVCOG, all of which shall require five (5) votes.

Chairman Hunter reminded the Board of the upcoming legislative meetings scheduled March 10-12 in Washington, DC to coincide with the National League of Cities' meetings and reminded members to confirm their attendance with staff.

6. Chief Executive Officer's Report

Rick Richmond introduced new staff members Yanin Rivera and Marita Torres, both working in document control.

Mr. Richmond reported that ACE submitted two applications for TCIF funds for two projects - the San Gabriel Trench (\$250 million) and Nogales Street (south) grade separation (\$53 million). He reported a hearing was held on February 19th and a review meeting scheduled for February 27th. A recommendation from the CTC is expected in mid-March and staff would keep the Board updated accordingly.

Senior Project Manager Regina Talamantez reviewed construction progress photos of the Brea Canyon Road grade separation project. Senior Project Manager Lou Cluster reviewed construction progress photos of the Ramona Blvd. East End Ave and Sunset Ave grade separation projects. George Nomura, Program Manager reviewed program management support tasks completed or ongoing over the past month.

7. Approval of Partial Acceptance of Temple Avenue Train Diversion Construction Contract Closeout with Yeager, Skanska, Inc.

Mr. Richmond requested consideration of a partial closeout of the construction contract with Yeager, Skanska for the Temple Avenue train diversion project. He reported that subsequent to the completion of the punch list in December several items were requested by third parties which staff agrees can be done. He reminded the Board that procedurally retention is withheld until final closeout of the contract. He indicated had the additional work not been requested staff was prepared to accept all work complete and in turn process release of retention. Accepting work as substantially complete would allow the release of retention for subcontractors to be paid for work completed and accepted. He stated a change order to address the final third party requests would be addressed separately and retention withheld on this work.

A motion was made to authorize the Chief Executive Officer to accept the Temple Avenue train diversion project as substantially complete.

M/S/C:Spence/Vasquez /Unanimous

8. Approval of Award of Design Services Contract for the San Gabriel Trench to Moffatt & Nichol

Mr. Richmond summarized the elements of the San Gabriel trench project. He

reviewed the major tasks of the contract. He indicated the recommendation would include design to 35%, and that it may be subject to a future amendment for Phase 2 services. He reported that at the end stage of funding in place we would propose whether to pursue design/build or design/bid/build. He reminded the board that the construction was not fully funded but that there was roughly 15 months of design work, and simultaneously staff would continue to pursue funding. Member Molina asked the total project cost and of that amount what was committed. Mr. Richmond responded the San Gabriel trench project is estimated at \$500 million and that a request for \$350 million was submitted to the CTC and MTA approved 17% share. Mr. Richmond explained the concept of design/build versus design/bid/build. Discussion ensued regarding the lack of full funding for the trench project. Mrs. Vasquez asked whether it was prudent to hold the award until after the results of the TCIF request. Mr. Richmond reminded the board that while there is an element of risk, staff has and will continue to seek funding and that most funding agencies tend to look favorably on 'ready to go' projects.

A motion was made to authorize the Chief Executive Officer to execute a grade separation design contract with Moffatt & Nichol for the San Gabriel Trench project in the City of San Gabriel for \$8,642,032.

M/S/C/Gutierrez/Spence/Unanimous

9. Approval of Revised Staffing Plan.

Mr. Richmond distributed position descriptions and salary ranges for Senior Project Manager/Project Controls and Utility Coordinator. He reminded the Board that these responsibilities were currently performed under the Bechtel program management contract which would expire in June. However, he felt that due to the complexity of the responsibilities, recruitment could potentially be more difficult. Therefore he was requesting the Board's approval to begin recruitment.

A motion was made to approve to continue from the conversion from contracted in-house program management support through the authorization of two new staff positions for project management support.

M/S/C/Gutierrez/Baldwin/Unanimous

10. Presentation of Baldwin Avenue Grade Separation Property Acquisition Update

Mr. Richmond reviewed scope and property requirements of the Baldwin Avenue grade separation in the City of El Monte. He indicated right of way costs were budgeted at \$24 million. Mark Mendoza, Paragon Partners reviewed the acquisitions to date and reported 1/3 of the required properties are rented and negotiations with property owners have been successful. He indicated

there are several commercial properties right of the railroad affected by the ingress of the retaining walls. Mr. Richmond reminded the Board that this was item did not require board action.

- 11. Closed Session:** Mr. Silvey announced that the Board would adjourn to closed session as per Government Code Section 54956.9(a) to discuss existing litigation.

The Board returned from closed session and Mr. Silvey announced there was no action taken which needed to be reported.

- 12.** The meeting was adjourned at 3:03PM .